

RESOLUTION NO.: 11-08

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA REQUIRING, AS A CONDITION FOR THE USE OF ANY CITY OF HIALEAH VENUE, FOR CLINICS, WORKSHOPS, PUBLIC PERFORMANCES, ATHLETIC AND OTHER COMPETITIONS OR EXHIBITIONS, BY ANY FOREIGN NATIONAL SUBJECT TO RESTRICTIONS IMPOSED BY THE UNITED STATES DEPARTMENT OF TREASURY, THE SUBMISSION TO THE CITY OF HIALEAH OF EVIDENCE OF THE EXISTENCE OF THE ISSUANCE OF THE SPECIFIC LICENSE ISSUED BY THE U.S. DEPARTMENT OF TREASURY FOR SUCH A CLINIC, WORKSHOP, PUBLIC PERFORMANCE, ATHLETIC OR OTHER COMPETITION, OR EXHIBITION.

**WHEREAS**, the United States Department of Treasury regulates transactions involving designated foreign countries or their nationals; and

**WHEREAS**, the United States Department of Treasury authorizes the issuance of specific licenses, on a case-by-case basis, authorizing transactions incident to participation in public performances, clinics, workshops, athletic and other competitions, and exhibitions in the United States by those nationals who enter the United States for the purpose of such participation on a visa or other travel authorization issued by the Department of State; and

**WHEREAS**, any persons violating these regulations, or any license issued thereunder, are subject, upon conviction, to a fine of not more than \$1,000,000 or, if an individual, of a fine not more than \$100,000 or imprisonment for not more than 10 years, or both; and

**WHEREAS**, City of Hialeah venues are available for use by any person, including said foreign nationals, for public performances, clinics, workshops, athletic and other competitions, and exhibitions; and

**WHEREAS**, to avoid an inadvertent violation of these federal regulations, or any license issued thereunder, by the City of Hialeah, or any of its officials, officers, agents or employees, any person subject to these regulations, wishing to use a City of Hialeah venue shall, as a condition to the use of the venue, provide the City of Hialeah with evidence of the existence of the issuance of the specific license issued by the U.S. Department of Treasury for the public performance, clinic, workshop, athletic or other competition, or exhibition for which the foreign national wishes to utilize the venue.

ITEM # H

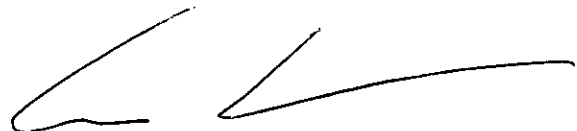
FEB 08 2011

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1.** The foregoing facts and recitations contained in the preamble of this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

**Section 2.** The City of Hialeah requires that the use of any City of Hialeah venues for public performances, clinics, workshops, athletic and other competitions, and exhibitions, by persons or entities subject to the restrictions imposed by United States Department of Treasury regulations, to be conditioned upon the presentation of evidence to the City of Hialeah of the existence of the issuance of a specific license by the United States Department of Treasury for the intended public performance, clinic, workshop, athletic and other competition, or exhibition.

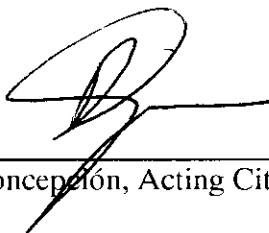
PASSED AND ADOPTED this 8th day of February, 2011.



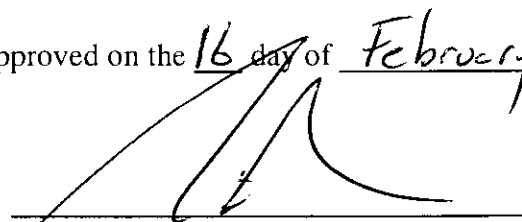
Carlos Hernández  
Council President

Attest:

Approved on the 16 day of February, 2011.



David Concepción, Acting City Clerk



Mayor Julio Robaina

Approved as to legal sufficiency and form:

  
William M. Grodnick, City Attorney



# City of Miami

## Legislation

### Resolution

City Hall  
3500 Pan American  
Drive  
Miami, FL 33133  
[www.miamigov.com](http://www.miamigov.com)

File Number: 10-01442

Final Action Date:

A RESOLUTION OF THE MIAMI CITY COMMISSION REQUIRING, AS A CONDITION FOR THE USE OF ANY CITY OF MIAMI VENUE, FOR PUBLIC PERFORMANCES, CLINCS, WORKSHOPS, ATHLETIC AND OTHER COMPETITIONS, AND EXHIBITIONS, BY ANY NATIONAL SUBJECT TO RESTRICTIONS IMPOSED BY THE UNITED STATES DEPARTMENT OF TREASURY, THE SUBMISSION TO THE CITY OF MIAMI OF EVIDENCE OF THE EXISTENCE OF THE ISSUANCE OF THE SPECIFIC LICENSE ISSUED BY THE U.S. DEPARTMENT OF TREASURY FOR SAID PUBLIC PERFORMANCE, CLINIC, WORKSHOP, ATHLETIC AND OTHER COMPETITION, AND/OR EXHIBITION.

WHEREAS, the United States Department of Treasury regulates transactions involving designated foreign countries or their nationals [see, e.g., 31 C.F.R. s. 515.201]; and

WHEREAS, the United States Department of Treasury authorizes the issuance of specific licenses, on a case-by-case basis, authorizing transactions incident to participation in public performances, clinics, workshops, athletic and other competitions, and exhibitions in the United State by said nationals who enter the United States for the purpose of such participation on a visa or other travel authorization issued by the Department of State [see, e.g., 31 C.F.R. s. 515.567(b)(2)]; and

WHEREAS, any person violating said regulations, or any license issued thereunder, are subject, upon conviction, to fine of not more than \$1,000,000, or, if an individual, of a fine not more than \$100,000 or imprisonment for not more than 10 years, or both [see, e.g., 31 C.F. R. s. 515.701(a)]; and

WHEREAS, City of Miami venues are available for use by any person, including said nationals, for public performances, clinics, workshops, athletic and other competitions, and exhibitions; and

WHEREAS, in order to avoid an inadvertent violation of said regulations, or any license issued thereunder, by the City of Miami, or any of its officials, officers, agents or employees, any person subject to said regulations, wishing to use a City of Miami venue, shall, as a condition to the use of said venue, provide the City of Miami with evidence of the existence of the issuance of the specific license issued by the U.S. Department of Treasury for the public performance, clinic, workshop, athletic and other competition, and/or exhibition said national wishes to use the venue for; and

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. The recitals and findings contained in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The Miami City Commision requires as a use of any City of Miami venues for public

performances, clinics, workshops, athletic and other competitions, and exhibitions, by persons or entities subject to the restrictions imposed by regulation of the United States Department of Treasury, to be conditioned upon the presentation of evidence to the City of Miami of the existence of the issuance of the specific license issued by the United States Department of Treasury for the public performance, clinic, workshop, athletic and other competition, and/or exhibition said national wishes to use the venue for.

Section 3. This Resolution shall become effective immediately upon its adoption and signature of the Mayor.{1}

APPROVED AS TO FORM AND CORRECTNESS:

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JULIE O. BRU  
CITY ATTORNEY

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Footnotes:

{1} If the Mayor does not sign this Resolution, it shall become effective at the end of ten calendar days from the date it was passed and adopted. If the Mayor vetoes this Resolution, it shall become effective immediately upon override of the veto by the City Commission.